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11 *By Pro Hac Vice*

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14 UNITED STATES DISTRICT COURT

15 DISTRICT OF NEVADA - RENO

16 FIRST NATIONAL INSURANCE  
COMPANY OF AMERICA,

Case No. 3:11-cv-00715

17 Plaintiff,

18 v.

19 MAXIM CONSTRUCTION, INC. DBA  
20 NEVADA MAXIM CONSTRUCTION, INC.,  
a Nevada Corporation; ROBERT F. SCHMITT,  
21 an individual; MARGARET GENEVIEVE  
SCHMITT, an individual,

**[PROPOSED] ORDER FOR  
APPEARANCE AND EXAMINATION OF  
JUDGMENT DEBTOR ROBERT  
SCHMITT**

22 Defendants.  
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SF/3706612v1

1 Presently before the court is the ex parte application for an order requiring examination of  
2 defendant/judgment debtor Robert Schmitt filed by plaintiff/judgment creditor First National  
3 Insurance Company of America (the "Judgment Creditor").<sup>1</sup>

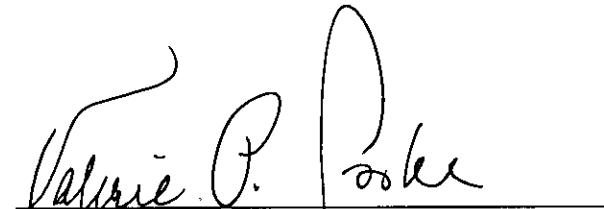
4 Having concluded that the Judgment Creditor's application makes the showing required  
5 by Rule 69(a)(2) of the Federal Rules of Civil Procedure and Nevada Revised Statute section  
6 21.270, the court orders as follows:

7 Robert Schmitt shall personally appear on March 29, 2013 at 9:00 a.m. at the Holiday  
8 Inn Express, 4055 North Carson Street, Carson City, Nevada 89706 to answer questions to aid in  
9 enforcement of the Judgment Creditor's judgment against him.

10 Further, pursuant to Rules 30(b)(2) and 69(a)(1)(2) of the Federal Rules of Civil  
11 Procedure, Robert Schmitt shall produce at the deposition on the Examination Date the  
12 documents listed in Attachment 1 of the Judgment Creditor's ex parte application, which shall  
13 be served with this order on Robert Schmitt.

14 **IT IS SO ORDERED.**

15 DATED this 7<sup>th</sup> day of March, 2013

  
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16 Valerie P. Baker  
17 United States Magistrate Judge  
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28 <sup>1</sup> This matter proceeds before the undersigned pursuant to United States District Court, District  
of Nevada Local Rule 7-5 and 28 U.S.C. section 636(b)(1).